

and the application shall be accompanied by an affidavit pur-
porting to show the service of such notice.

(Signed) SAMUEL R. BETTS.

187 COURT adjourned on Monday, Judge Mitchell, after a brief recess, called on the counsel should they wish to make the desire of the Court that the will make his argument, as Mr. O'Connor will reply.

SPECIAL TERM.

Judge Penabody being occupied at General Term, no business will be called on Monday, but the Court adjourned until Thursday, Oct. 8.

COURT OF APPEALS.

It seems that the great Trust cases are not settled yet. By the late decree, in which the Trusts were declared to be void, the costs and expenses of the litigation were charged upon the funds in the hands of Mr. Scott. Several of the

of the other respondents, and the costs, counsel fees and other expenses of the Receiver in the Court below and in this Court, be paid out of the funds in his hands for the Special Receiver, Mr. John S. Felt, and be subject to the two trustees and the Receiver in the Court below, and the two trustees and the Receiver in this Court, for judgment; and that the claims of the bondholders be met satisfied out of the same funds. If those funds shall not be sufficient to satisfy all the foregoing charges upon them, and money shall remain in the hands of the Receiver, after making to him all just allowances in the final adjustment and satisfaction of his accounts and compensation as Receiver, then the balance which shall so remain in his hands, shall be paid to the Special Receiver, for the benefit of the bondholders, to the extent of the claims of the respondents, if the same shall be sufficient to cover such claim."

The affirmation of the Receiver, upon which the motion was made, sets forth that in all the suits to set aside the trusts, he has acted under the advice of the best counsel, and under the direction of the Bank Commissioners, and under the express authority of the court, and that the litigation to set aside the trusts has cost him half million trusts. That most of the litigation has been that from him, but on the part of the Trustees, he having commenced only fifteen suits and having been made defendant in more than 200. That the references of claims disallowed by him and the expenses thereof, were justified by the issue of said references, his disallowances having been mostly affirmed. He further states that the amount of funds in the hands of the receiver is \$1,000,000, and that he has received in his office the following names of himself as Receiver in the premises:

In resistance of this motion the Trustees present two affidavits which tend to show that the receiver has not used such discretion as to the distribution of these funds, or been so reasonable as he might have been.

Judge of Wm. Curtis Noyes, esq., for many years counsel for the Trustees, alleges that at the time most of the above-mentioned two hundred shares were commenced, a notice was served on the receiver that he was made a party merely as a matter of form, to enable a perfect title to be given on the sale of the mortgaged premises, and that the beneficiaries of the mortgage had no objection to his being so named as one of the trustees of the Company. That the mortgage given by the said company to the said receiver, and of mortgages given by other companies to him, were all voidable, by the decree, and a clause would be inserted therein to that effect; to conclude, the receiver, as to the

Mr. Hinga Mactarians, who for some years past has been	Dr.
agent and correspondent of the above named firm, Dr.	
expedited the above bills, gives some statements as to the	
expenditures in the part of the Receiver. They are as follows:	
To John Cleveland and Cleveland & Titus,	
counsel fees and costs.....	\$128,427 00
A. C. Bradley, counsel fees.....	22,654 00
Samuel Hardney, counsel fees.....	6,740 00
Greene C. Bronson, counsel fees.....	6,000 00
Edward Sandford, counsel fees.....	5,900 00
H. S. Dodge, counsel fees.....	5,000 00
George Wood, counsel fees.....	2,275 00
M. S. Bidwell, counsel fees.....	2,175 00
R. H. Walworth, counsel fees.....	1,750 00

After death, \$3,725,000 payable to the rights, it is too much to ask the Trustees that they should pay only their own expenses, but those of their adventure.	
The following statement shows the amounts of the claimant's loss after sixteen years of litigation:	
Claim of the Trustees substantiated by the decision of the Supreme Court.....	\$3,725,000.00
Estimated value of the assets of the main and the first half million Trust as stated in the Receiver's affidavit.....	2,176,431.88
Loss.....	\$1,548,568.12
It is not yet decided whether the Receiver's motion shall be	

MARRIED.
BROWN-WASHBURN—At Port Chester, N. Y., on Thurs-
day (Oct. 1) at the residence of the bride's father, by the Rev.

to Miss Catherine Blake, all of this city.

FERGUSON-ARMBRISTER—In Brooklyn, N. Y., on **Thursday, Oct. 1**, at the bride's residence, by the **Rev. A. H. Pratt**, Rector of Christ Church, **Mr. Anson Ferguson** of Brooklyn, to **Miss Julia E. F.**, youngest daughter of the late **Henry G. Armbrister**, ex-formerly of Nassau, N. F., Bahamas.

GARDINER-GARRETT—In Brooklyn, on **Thursday, Oct. 1**, by the **Rev. Dr. Cutler**, at the residence of her grandfather, **John A. Garrett**, ex- John B. Gardiner to **Mary E. Garrett**, all of this city.

GRAMMAN-VAN DYKE—In Brooklyn, on **Wednesday, Sept. 30**, at the **First Presbyterian Church**, by the **Rev. Prof. George, Joseph M. Gramman** to **Helen Louise** daughter of

MAGIE—**BALDWIN**—At Elizabeth, N. J., on Thursday, Oct. 1, by the Rev. David Magie, D. D., William Jay Magie, esq., to Fannie, daughter of the late J. J. Baldwin, esq., both of the same place.

NICHOLS—**ALLEN**—At Newark, on Wednesday, Sept. 30, by the Rev. J. Fur Smith, E. W. Nichols jr., of Brooklyn, to Miss Lizzie Allen, daughter of the late Jacob Allen, sen., of Newark.

RIGGS—**HOPKINS**—On Tuesday, Sept. 29, by the Rev. W. G. Hubbard, William Riggs to Miss Sophronia Hopkins, all of Groton, N. Y.

TUNISON—**MAGINIS**—In Brooklyn, on Wednesday, Sept. 29, by the Rev. Arthur William L. Tunison, to Miss

vine, wife, to Mary E. Jenkins of this city.

VAN BEUREN-TAYLOR-At Paterson, N. J., on Wednesday, Sept. 30, by the Rev. Mr. Cheever, Charles E. Van Beuren to Mary G., only daughter of Robert R. Taylor, esq.

WANDEL-GILBERT-In East Brooklyn, on Tuesday, Sept. 22, at the residence of the bride's father, by the Rev. Jonathan Greenleaf, Peter H. Wandel of Tompkinsville, Staten Island, to Sarah J. Wiggins, daughter of Jesse Gilbert, esq.

WHITE-STARN-At Auburn, N. Y., on Wednesday, Sept. 30, by the Rev. Matson M. Smith of Brooklyn, Mass., Chas. T. White of New-York, to George A., daughter of I. N. Starn, esq., of the former place.

BOGARDUS—In Brooklyn, on Thursday evening, Oct. 1; Cause No. 1, only son of Gilbert M. and Louise P. Bogardus, aged 18 years.

BYRNES—At the corner of Fifteenth street and Avenue B, on Tuesday, Oct. 1, of hydrocephalus, Mary, infant daughter of James and Ann Byrnes, aged 2 years, 1 month and 15 days.

DUGAN—On Wednesday, Sept. 20, at the explosion corner of West and Horatio streets, Catharine Dugan, aged 22 years.

DAVENPORT—On Monday, Sept. 23, at Cold Spring, N. Y., Thomas Davenport of this city, aged 61 years.

GOODWIN—On Thursday, Oct. 1, in her 34th year, Marianne wife of Richard D. Goodwin, at his residence, No. 99 East

tionate wife and mother, a true woman, loved and esteemed by all her acquaintances.

Upper Canada and Dublin papers please copy.

HARLEY—In Brooklyn, on Thursday, Oct. 1, James H. Harley, in the 34th year of his age.

His friends and members of the Mercantile Lodge I. O. O. F. and his brethren of the Order of F. A. M. are invited to attend his funeral, at his late residence, No. 18 Bond street, Brooklyn, Oct. 4, at 14 o'clock p. m.

KEEFFE—At No. 522 Second avenue, on Wednesday, Sept. 30, William Keefe, aged 31 years, the husband of Catherine Keefe.

LEVERICH—In Williamsburgh, on Friday morning, Oct. 2, John Leverich, in the 60th year of his age, and Father

on Sunday, 4th inst., at 2 o'clock in the morning to Greenwood. The remains will be taken to Greenwood.

MINER—At No. 82 East Sixteenth street, on Thursday, Oct. 1, Mrs. Julia, wife of Ezra F. Miner, aged 35 years and 11 months.

QUINCY—In this city, on Thursday night, Oct. 1, suddenly. Mrs. Catherine F. Quincy, John W. Quincy, and daughter of the late Hon. Stephen Allen, aged 36 years.

The relatives and friends of the family are invited to attend a funeral at her late residence, No. 56 Ninth street, this (Saturday) afternoon at 3 o'clock.

RICHARDS—On Friday, Oct. 2, Frank E., infant son of John F. and Sarah T. Richards.

Funeral from the residence of his parents, at Crook's Hotel, No. 100 Broadway, at 1 o'clock. The relatives and

WILLS—In last year's issue of the *Register*, the will of Mrs. F. A. Morgan and Augustus Knowlton, are respectfully invited to attend her funeral from the house of the latter No 132 Oxford street, near Fulton street, on Saturday afternoon at 2 o'clock.

AGUSTA, GA., and Mobile, Ala., papers please copy.

SHIELDS—At No. 245 East Broadway, on Wednesday morn ing, Sept. 30, Mary L., daughter of Mr. Robert Shields.

SMITH—At No. 2 Dolan street, on Thursday, Oct. 4, aged 20 months and 11 days, Florence, daughter of Samuel and Ellen Smith.

WYON—On Thursday, Oct. 1, of consumption, Letitia Wyon.